

Upon motion of Senator Shelley, a joint resolution proposing an amendment to the Constitution of the State of Texas, was taken up, with a substitute recommended by the Committee on Finance.

Pending the question upon the adoption of the substitute, upon motion of Senator Stell, the Senate adjourned until tomorrow morning at 9½ o'clock.

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SENATE CHAMBER,  
November 9, 1866.

Senate met pursuant to adjournment.

Prayer by the Chaplain.

Roll called—quorum present.

Journals of yesterday read and adopted.

Senator Record made the following report:

*Hon. G. W. Jones, President of the Senate:*

The Committee on the Judiciary, to whom was referred House bill entitled "An act to amend the first section of an act entitled an act to amend the second and sixteenth sections of an act to organize the Supreme Court of the State of Texas, approved May 12th, 1846, approved November 30th, 1850, approved August 28th, 1856, have had the same under consideration and the committee have instructed me to report the same back with the following amendments, and when so amended recommend its passage.

J. K. P. RECORD, Chairman.

Amend by striking out "Kaufman," in tenth line from end of section.

In fourteenth line from bottom of second page, insert after the word "Galveston," "Provided, that causes taken up from the county of Gonzales, shall be returnable to the Supreme Court setting at Austin."

Upon motion of Senator Record, the report and bill were taken up, and the amendments recommended by the committee adopted, bill read second time and passed third reading; rule suspended, bill read third time and passed.

Senator Foscue made the following report:

*To the President of the Senate:*

The Committee on Education to whom was referred a House bill to be entitled "An act to incorporate the Lowry Male and Female Institute, have had the bill under consideration and report the bill back with the following amendment.

Amend by striking out the word "Colleges" in the fourth section and insert in lieu thereof the words "Institutions of a like grade," and when so amended, recommend its passage.

F. F. Foscue, Chairman.

Upon motion of Senator Foscue, a committee of three was raised on part of Senate, with reference to a disagreement of the two Houses on a bill entitled "An act amendatory of an act to establish the University of Texas, approved 11th, 1858.

The Chair announced Senators Foscue, Shelley and Stell as committee on part of the Senate.

Upon motion of Senator Cooley, a Committee of Free Conference was appointed relative to a bill to provide for the printing of the laws in the Spanish, German, French and Norwegian languages.

The Chair announced Senators Cooley and Neyland as a Committee on part of the Senate.

On motion of Senator Brown, Senator Stell was excused for the day.

On motion of Senator McDade, Senator Bumpass was excused from attendance on the Senate for the remainder of the session.

Senator Jowers moved to excuse Senator Cooley for the balance of the session.

Lost.

On motion of Senator McDade, the vote excusing Senator Bumpass was reconsidered.

Senator Braswell, Chairman of Committee on Internal Improvements reports and recommends the passage of a bill to incorporate the Powderhorn Bayou Dredging Company.

Upon motion of Senator Reed the bill and report were taken up, bill read second time and passed to a third reading, rule suspended, bill read third time and passed by the following two-third vote:

YEAS—Senators Braswell, Blount, Boyd, Brown, Burney, Cook, Cooley, Coppedge, Dalrymple, Littleton, McDade, Neyland, Parker, Record, Reed, Saufley, Shannon, Shelley, Truitt, Voigt and Yarbrow—27.

NAYS—Senators Foscue and Guinn—2.

Senator Cook, for the Judiciary Committee, reports and recommends the passage of a bill entitled "An act to create a lien upon domestic vessels."

Also, reports and recommends the passage of a House bill entitled "An act of limitation of suits against all persons for certain acts done and payments made during the late war," bill

taken up, read second time and ordered to a third reading; rule suspended, bill read third time and passed.

Also, reports adversely to a bill to provide for the organization of Joint Stock Companies for works of Internal Improvement, and for other purposes.

Also, reports and recommends the passage of a bill to authorize the collection of claims against the estates of deceased persons in certain cases, with the following amendment.

Strike out the words "be it further enacted," wherever they occur in the bill.

Also, reports:

*Hon. G. W. Jones, President of the Senate:*

The Judiciary Committee have had under consideration a bill to be entitled "An act for the relief of Thomas G. Banks, and his sureties," which has been referred to them, and have instructed me to report the same back to the Senate, and recommend its passage with the following amendments:

Strike out in section 1, the words "within which interest shall not run or accumulate on said note," and between the words "the" and "county;" in second line of section 3, insert "clerk of the."

In same section in second line from the bottom, strike out "to" and insert "with."

R. V. Cook, one of the Committee.

Senator Shelley made the following report:

COMMITTEE ROOM, }  
Austin Nov. 8, 1866. }

*Hon. G. W. Jones, President of the Senate:*

The Committee on State Affairs, to whom was referred a bill to be entitled "An act to provide for the collection of amounts due from counties, to the Lunatic Asylum for the expense of clothing and maintenance therein of patients from said counties," have maturely considered the same, and a majority of the Committee, are of opinion that some provision should be made, by which the large amounts which are due from counties and individuals, can be collected and paid into the Treasury, and the revenue derived from taxation upon the people who depressed in spirit and condition are illy able to meet the just demands upon them for support of the Government. Individuals have availed themselves of the provision made by the State, for the benefit of their afflicted friends, complied with the requirements preliminary to their admission to the Institution, and have since failed to pay the very small amount required by the law, having regard to the great benefit derived, and left their friends a tax upon the

people of the State. The contract made by this class of debtors with the State, are of the most sacred character, and those who are able to pay ought to be made to do so. The majority of the Committee therefore instruct me to report the bill back and recommend its passage.

N. G. SHELLEY, for the Committee.

Senator Stell made the following report:

COMMITTEE ROOM, }  
Austin, Nov. 7, 1866. }

*Hon. G. W. Jones, President of the Senate:*

The Committee on State Affairs, to whom was referred a bill to be entitled "An Act making a donation for the relief of Wm. A. Smith," have had the same under consideration, and I am instructed to say, that as appears by the bill, the donation sought, if the bill should pass, would but be a payment by the State of a just debt owing the party seeking relief, by the State, and cut off by the third section of the ordinance repudiating the entire debt of the State, and notwithstanding said debt is just, so far as your committee can know, and one of those sacred debts incurred in maintaining one of our asylums, and notwithstanding your committee would like much to see this and all other debts of this character paid by the State, yet they are of the opinion that the bill should not pass.

J. W. STELL, Chairman.  
COMMITTEE ROOM, }  
November 9, 1866. }

*Hon. G. W. Jones, President of the Senate :*

The Committee on Privileges and Elections, having duly considered a bill entitled "An Act regulating the time of holding elections," instruct me to report the same back to the Senate, and recommend its passage with amendments as follows, to-wit :

In section 1st, after the word "Legislature," insert the words "including Representatives;" and strike out the word "for" in the same line.

In section 4th, third line, after the word "filled" insert the following : "When not otherwise provided for."

Also, add the following :

SEC. 5. If from any cause there should be a vacancy in the office of County Judge of any county, a majority of the county commissioners shall forthwith order an election to fill such vacancy ; and the person so elected shall hold the office for the full term prescribed by law, and until the next general election thereafter.

A. O. COOLEY, one of committee.

Adopted.

Bill and report taken up, amendments recommended by the committee adopted.

Bill read second time and passed to a third reading, rule suspended, bill read third time and passed.

Senator Yarbrow, Chairman of Committee on Commerce and Manufactures, reports and recommends the passage of a bill to incorporate the Island City Manufacturing Company.

Bill and report taken up, bill read second time and passed to a third reading; rule suspended, bill read third time and passed by the following two-third vote:

YEAS—Senators Braswell, Blount, Boyd, Brown, Burney, Coppedge, Dalrymple, Guinn, Jowers, Knox, McDade, Neyland, Parker, Record, Reed, Saufley, Selman, Shannon, Shelley, Truitt, Voigt and Yarbrow—22.

NAYS—Senator Cook—1.

Senator Truitt Chairman of Committee on Private Land Claims, reports and recommends the passage of a House bill for the relief of the heirs of Jose Angel Navarro.

Senator Neyland made the following report:

COMMITTEE ROOM,  
Austin, November 8, 1866. }

*Hon. G. W. Jones, President of the Senate:*

The Committee on Engrossed bills have examined, and find correctly engrossed a joint resolution for the appointment of administrators, and authority given to locate the University of the State of Texas.

Respectfully submitted,

W. M. NEYLAND,  
Chairman Committee on Engrossed Bills.  
COMMITTEE ROOM,  
November 8, 1866. }

*Hon. G. W. Jones, President of the Senate:*

The Committee on Engrossed Bills have examined and find correctly engrossed a bill to be entitled "An Act to prohibit the discharge of fire-arms in certain places therein named

Respectfully submitted,

W. M. NEYLAND,  
Chairman Committee on Engrossed Bills.

Senator McDade made the following report:

COMMITTEE ROOM.  
Austin, Nov. 9, 1866. }

*Hon. G. W. Jones, President of the Senate:*

Your Committee on Internal Improvements, to whom was re-

ferred the House bill entitled "An Act to incorporate the Brazos Santiago and Brownsville Railroad Company," have duly considered the same, and a majority recommend the passage of the bill with the following amendments :

Strike out of first section the names of J. R. West and G. H. Lyon, and insert W. B. Knox, John Hancock, D. C. Giddings and Jno. P. Ray; and at the end of first section, the following amendment accompanying this report. (See amendment.)

Your committee find that the bill now before the Senate was presented in the House during the early part of the session, and has been delayed by opposition of the same parties who applied for a charter for the Rio Grande Railroad Company; that the parties now applying for a charter had purchased from the government of the United States, the Railroad leading from Brazos Santiago to Brownsville of some ten or twelve miles constructed, now in running order; that such purchase was made in good faith, relying confidently upon the good faith of the State to protect their vested interests by granting them a charter.

The exception of the amount of road now constructed, leaves the road less than twenty-five miles, and the company would not be entitled to any lands under the bill.

Your committee believe that the parties now applying, had a vested prior right, which is the duty and interest of the State to protect.

J. W. McDADE, for majority committee.

Amend charter as follows :

Strike out names of J. R. West and G. H. Lyon, and insert W. B. Knox, John Hancock, D. C. Giddings, Jno. P. Ray, Mifflin Kennedy, J. B. Thomas, E. Downey, F. J. Parker, R. B. Kingsbury, Stephen Parker and Frank Cummings, citizens of Texas ; and the following corporators the same as named in the Rio Grande railroad charter.

Amend section 1st, by adding at end of same "that the amount paid by G. H. Giddings and others, paid and contracted to be paid for the purchase of the Military Railroad leading from Brazos Santiago to Brownsville, from the government of the United States, and such amount as may have been expended in repairs and construction of said road since said purchase, shall be received as paid stock. The capital stock of said company shall be two hundred and fifty thousand, and divided into shares of one hundred dollars each, and each share of paid stock shall entitle the holder thereof to one vote; and G. H. Giddings and Mifflin Kennedy are hereby appointed commissioners to open books of subscription to the capital stock of said company, which

shall be opened in the city of Brownsville after giving sixty days notice by publication in one newspaper printed in said city, and one in the city of San Antonio; and when two hundred thousand dollars of stock shall have been subscribed and paid in, the said company may organize and elect a board of directors of not less than five nor more than seven, a majority of whom shall be residents of this State; and that said company may, and it is hereby authorized to consolidate with the Rio Grande Railroad Company, and may increase their capital stock by so doing to five hundred thousand dollars.

Adopted.

Senator McDade moved take the bill and report up, upon which Senator Parker moved a call of the House.

Call ordered.

Upon motion of Senator Cook, call of the House suspended.

Question recurring upon the motion to take up the bill, the Senate refused to suspend the rule. Ayes 13; nays 11.

Senator Brown made the following report:

*Hon. G. W. Jones, President of the Senate:*

Your committee, after mature deliberation, have determined to report against the establishment of an Agricultural Bureau. The experience of other States, where such establishments have been tried, and proved to be failures, offered strong reasons against our making the attempt. We believe that the only Agricultural Bureau in the United States is the one in Washington City, D. C., which was established about 1860. Of its practical value, we know but little. Instead of an Agricultural Bureau, we would recommend the organization of a State Agricultural Society, and also County Societies. These have been tested in the older States; have been found to be the most efficient means of developing their wealth and resources. It is at the Annual Fairs that the products of the agricultural and mechanical developments of the States are exhibited, and premiums awarded to the best articles, animals, &c. Such exhibitions impart information and stimulate improvement. It is there the farmer shows the best fruits of his lands, and the mechanic exhibits his most ingenious and labor-saving implements to crowds of both sexes.

At the World's Fairs one may see the best productions of nations; at the State Fairs of the State, and the County Fairs of the county; the premiums awarded are but a small part of the advantages derived by the successful competitors. For example, a few years ago, at the great World's Fair in England, the first premium for the best reaping machine, was awarded to an Amer-

ican mechanic, which made a princely fortune for the inventor by the increased sales of his machines in both hemispheres; hence, we conclude that such exhibitions are the best advertising mediums known.

These fairs are sustained by fees obtained from spectators and entrance fees from exhibitors of machines, manufactured goods, vegetable productions, animals, &c.

A State Agricultural Society's Museum or Bureau should be at the State Capital, where would be deposited samples of the finest cereals, specimens of the native grasses, and other vegetable productions, agricultural implements, &c.

Such a collection might be kept under the same roof as that set apart for the State Geological collections; all of which would possess many attractions, as well as impart much instructive information. And inasmuch as the geological survey of the State has been renewed by a late Act of the Legislature, it will obviate the necessity of an Agricultural and Statistical Bureau, because the State Geologist and his assistant can obtain and publish all needful information in regard to mineral, agricultural and mechanical resources of the State. All of which is respectfully submitted.

J. G. BROWN, Chairman of Committee.

Senator Cook offered the following resolution :

*Resolved*, That the Committee on Printing be instructed to have printed, without delay, 500 copies of the Labor Law, the Apprentice Law, and the Vagrant Law, stitched in one pamphlet, for the use of the Senate.

Resolution adopted.

Senator Voigt, Chairman of a Select Committee, to whom was referred Joint Resolution memorializing the President of the United States for the release of Mr. Jefferson Davis, made the following report; and, upon motion of Senator Foscue, report was taken up and adopted.

AUSTIN CITY, Nov. 9th, 1866.

*Hon. G. W. Jones, President of the Senate, and Hon. N. M. Burford, Speaker of the House :*

The Joint Select Committee, appointed to petition His Excellency, Andrew Johnson, President of the United States, for the release of Jefferson Davis, submit the accompanying memorial, and respectfully ask its adoption.

F. VOIGT, Chairman.  
J. W. STELL,  
F. F. FOSCUE,  
W. G. W. JOWERS,



R. H. GUINN.

On part of Senate.

W. E. ESTES, Chairman.

T. R. BONNER,

M. S. MUNSON,

J. D. GIDDINGS,

J. D. WHITTON,

ASHBEL SMITH,

On part of the House.

#### MEMORIAL

*To His Excellency, Andrew Johnson, President of the United States :*

The people of Texas, through their Senators and Representatives, deeply sympathizing with the misfortunes of their fellow-citizen, Jefferson Davis, in his deprivation of those comforts which are found in the responses of loved ones around the domestic fireside, can only express to your Excellency the sorrow common to all the people of the Southern States, at his continued confinement in prison, and the unfortunate circumstances which have thus far prevented his trial, if, indeed, he is a criminal.

In view of the fact that Jefferson Davis became the chosen leader of an unsuccessful revolution by the universal acclaim of the people of the States engaged in it—none participating more actively than the people of Texas, and none more willing to share the burdens of that revolution, or accept, in good faith, the determination of its issues—in view, too, of the fact that your Excellency has long since issued your Proclamation, declaring the restoration of peace throughout all the States ; and in view also of the enlightened progress which, at this day, marks the onward march of the American people, the longer confinement of Jefferson Davis is, in the opinion of your memorialists, believed to be in violation of the spirit of the age, and of the promptings of Christianity.

Have not the demands of justice already been reasonably satisfied? "Vengeance is mine, saith the Lord." Is the vindication of the national power still further necessary? Has not the sword terribly accomplished the work?

"A land reddened with blood—homes devastated and desolated—cities and towns with little left but blackened, broken and empty walls—fields once rich with harvests and crops, now silent, waste and barren—are sufficiently eloquent for that purpose."

Visit not further punishment upon the person of him whose pardon we earnestly entreat.

The dark clouds of war which for four years enveloped our beloved country, have passed away. We anticipate much from the wise and prudent administration of your Excellency. May we not entertain the hope that Jefferson Davis will be permitted to breathe once more the atmosphere of Freedom—that he will be again restored to that people who, having rejoiced with him in a period of prosperity, now sorrow for him in the hour of adversity?

As the crowning act of magnanimity of the great and chivalrous people whom you represent, release the prisoner, so that the last vestige of animosity between the two sections of our common country may be removed, and then the thrilling notes of gladness will accompany the magic voice of peace.

This we ask in the name of the people of Texas.

Report taken up and adopted.

Senator Foscue made the following report:

COMMITTEE ROOM, }  
Nov. 9, 1866. }

*To Hon. President of the Senate and Speaker of the House of Representatives:*

The Committee of Free Conference upon the disagreement of the two Houses upon a House bill to be entitled "An act amendatory of an act to establish the University of Texas, approved February 11th, 1858," have had the same under consideration, and a majority of the committee instruct us to report the bill back, and recommend that the House agree to the Senate amendment.

F. F. FOSCUÉ,

Chairman on part of Senate.

A. B. TROWELL,

Chairman on part of House.

Adopted.

House bill to incorporate the Galveston and Columbia Railroad Company taken up, read first time.

Rule suspended, read second time, and passed to a third reading.

Rule further suspended, read third time, and passed by the following two-third vote:

YEAS—Senators Blount, Boyd, Brown, Cook, Coppedge, Dalrymple, Foscue, Guinn, Knox, Littleton, Neyland, Parker, Record, Sanfley, Selman, Shannon, Shelley, Truitt, Voigt and Yarbrow—20.

NAYS—Senators Burney, McDade and Reed—3.

Upon motion of Senator Shelley Senator Bumpass was excused for the remainder of the session.

House bill, to require the Judge of the 9th Judicial District to hold a special term of the District Court of Smith county was taken up, read second time, and passed to a third reading by the following vote:

YEAS—Senators Braswell, Blount, Cooley, Dalrymple, Foscutt, Knox, Neyland, Selman, Shannon, Shelley, Truitt and Yarbro—12.

NAYS—Senators Brown, Burney, Cook, Coppedge, Jowers, Littleton, McDade, Parker, Reed and Voigt—10.

House bill, to be entitled "An act to assess and collect the Direct Tax due the United States Government for the year 1861, under the provision of an act for the collection of Direct Taxes in insurrectionary districts within the United States, and for other purposes," approved January 7, 1862, and to make provision for the payment thereof to the United States Government, on its first reading.

Rule suspended, bill read second time, and passed to a third reading.

Rule further suspended, bill read third time, and passed.

A message was received from the House, announcing the passage of the following bills:

House bill, to provide for the education of the indigent white children of the several counties of the State, (substitute for Senate bill,) read first time.

Rule suspended, read second time, and passed to a third reading.

Rule suspended, read third time, and passed.

Joint resolution granting sixty days leave of absence from the State to W. M. Walton, Attorney-General.

House bill, to incorporate the Texas Art Association.

Read first time, rule suspended.

Read second time, and passed to a third reading.

Rule further suspended, read third time, and passed by two-third vote.

Yeas 22; nays 2.

Senate bill, amendatory of an act for the incorporation of the town of Liberty, approved January 7th, 1837.

Senate bill, authorizing the removal of the administration of the estate of Jesse Duren from the county of Leon to the county of Houston.

Senate bill, to amend Article 329, of an act to adopt and es-

tablish a Penal Code for the State of Texas, approved August 26th, 1856.

Senate bill, to incorporate the town of Marlin, in Falls county, with an amendment by the House.

Senate bill, to define the duties of the Receiving Clerk of the General Land Office, and require him to give bond.

House bill, to incorporate the Corpus Christi and Rio Grande Railroad Company.

Read first time, and referred to Committee on Internal Improvements.

House bill, to incorporate the Eastern Texas Manufacturing Company.

House bill, making appropriations for the support of the State Government for the years 1867 and 1868.

Read first time, and referred to Committee on Finance, with instructions to report at 3½ o'clock, this afternoon.

The House has concurred in the Senate amendments to the following House bills, to wit:

An act to provide for assessing and collecting a tax on dogs.

Act to provide for employment of convict labor on works of public utility.

Act for the benefit of Railroad Companies.

Upon motion of Senator Guinn, the Senate took a recess of three minutes.

Recess expired. Roll called—quorum present.

A message was received from the House, inviting the Senate to meet the House in joint session for the purpose of electing a Public Printer.

Upon motion of Senator Foscue, the invitation was accepted, and the Senate, preceded by the President *pro tem.*, repaired to the Representative Hall.

Senator Cook nominated Joseph Walker.

The roll of the Senate being called, it appeared that Mr. Walker had received 24 votes.

Senators voting in the affirmative were, Braswell, Blount, Bonner, Burney, Cook, Coppedge, Dalrymple, Foscue, Guinn, Jowers, Knox, Littleton, McDade, Neyland, Parker, Record, Reed, Saufley, Selman, Shannon, Shelley, Truitt, Voigt and Yarbrow—24.

Mr. Walker having received a majority of all the votes cast, was declared by the Speaker of the House to be duly and constitutionally elected Public Printer.

Senate repaired to its chamber, and

Upon motion of Senator Burney, adjourned until 4 o'clock this evening.

SENATE CHAMBER, }  
November 9, 4 o'clock, P. M. }

Senate met pursuant to adjournment.

Roll called—quorum present.

Joint resolution granting sixty days' leave of absence from the State to W. M. Walton, Attorney General, was taken up, read first time; rule suspended, read second time and passed to a third reading; rule further suspended, read third time and passed.

Senator Braswell made the following report:

*Hon. G. W. Jones, President of the Senate :*

The Committee on Internal Improvements, to whom was referred a House bill to be entitled "An act to incorporate the Corpus Christi and Rio Grande Railroad Company," have considered the same, and instruct me to report it back, and recommend its passage.

S. N. BRASWELL, Chairman.

Senator Voigt made the following report:

COMMITTEE ROOM, }  
Nov. 9, 1866. }

*Hon. G. W. Jones, President Senate:*

The Committee on Enrolled Bills have examined the following bills, to-wit:

An Act to provide means for the protection of the frontier.

An Act to prevent judgments from becoming dormant, and to create and preserve judgment liens.

An Act to ascertain the amount of, and adjusting and funding the State debt.

An Act to incorporate the Georgetown Male and Female Academy.

An Act supplementary to and amendatory of an act entitled an act regulating sequestrations, approved March 15th, 1848.

An Act to amend an act concerning proceedings in the District Court, approved March 16th, 1848.

An Act to provide for the employment of convicts for petty offences.

An Act to authorize Perryman F. Black to construct a bridge across White Oak, in Titus county.

An Act setting apart a portion of the public grounds for the use of the United States military as a cemetery.

An Act to incorporate the town of Mount Pleasant, in Titus county, passed 28th of August, 1856, and find the same correctly enrolled and properly signed, and have presented the same to the Governor for his approval or rejection.

F. VOIGT, one of Committee.

A message was received from the House announcing the passage of the following bills:

A bill supplemental to an act entitled "An Act supplemental to an act entitled an act to regulate proceedings in the County Courts, pertaining to estates of deceased persons, approved March 20th, 1848; approved November 15th, 1864.

House bill to incorporate the Houston Chamber of Commerce.

Senate bill entitled "An Act authorizing guardians and administrators to settle their accounts in certain cases," with an amendment.

House concurred in the Senate amendments to the following House bills:

Bill granting preemption privileges.

Bill to incorporate the Harris County Manufacturing Company.

Also, concurred to first amendment to a bill to amend certain acts in regard to Supreme Court, and disagreed to the second amendment, and has appointed Messrs. Tate, Atkinson and Giddings as Committee of Conference on said disagreement, and ask the Senate to appoint a like committee.

On motion of Senator Shelley, a Committee of Conference was appointed.

The Chair announced Senators Shelley and Selman as said committee on part of the Senate.

Upon motion of Senator Shannon, House bill to provide for the publication of the decisions of the Supreme Court, and the appointment of a reporter thereof, was taken up.

Amendments recommended by the Judiciary Committee adopted.

Upon motion of Senator Shelley, the bill was amended as follows:

In section 4th, after the word "dollars," in 4th line from bottom, the words "and seventy-five cents," were inserted.

Bill as amended read second time and passed to a third reading; rule suspended, read third time and passed.

Senator Shelley, for the Finance Committee, reported back a bill making appropriations for the support of the State Government for the years 1867 and 1868, and recommended sundry amendments.

Report and bill taken up.

Amendments recommended by the committee adopted.

Bill as amended read second time and passed to a third reading; rule suspended, read third time and passed.

Upon motion of Senator Foscue, joint resolution proposing an amendment to the Constitution of the State of Texas, was taken up.

Substitute recommended by the Finance Committee adopted.

Question being upon the engrossment of the resolution, Senator Voigt moved a call of the House.

Call ordered.

Upon motion of Senator Cook, call was suspended.

Question recurring upon the engrossment of the resolution, and the yeas and nays being called, the engrossment was ordered by the following vote:

YEAS—Senators Boyd, Brown, Burney, Cook, Foscue, Guinn, Littleton, Neyland, Record, Reed, Saufley, Selman, Shannon, Shelley and Yarbrow—15.

NAYS—Senators Braswell, Blount, Dalrymple, Jowers, McDade, Parker, Truitt and Voigt—8.

Upon motion of Senator Littleton, a bill to incorporate the Corpus Christi and Rio Grande Railroad Company, was taken up, read second time, and passed to a third reading; rule suspended, read third time, and passed by the following two-thirds vote:

YEAS—Senators Braswell, Blount, Boyd, Brown, Cook, Dalrymple, Foscue, Guinn, Jowers, Littleton, McDade, Neyland, Parker, Record, Reed, Saufley, Selman, Shannon, Shelley, Truitt, Voigt and Yarbrow—22.

NAYS—None.

Upon motion of Senator Shannon, a bill to authorize the sale of two million acres of the public domain, was taken up, read second time, and ordered to be engrossed.

Senator ——— moved to suspend rules, to place the bill upon its final passage.

Motion lost.

Senator Burney moved to adjourn to 9½ o'clock to-morrow morning.

Lost.

Senator Jowers moved to adjourn to 9 o'clock to-morrow morning.

Lost.

Senator Cook moved to adjourn to 7½ o'clock this evening.

Lost.

Senator Dalrymple moved to adjourn until 7 $\frac{1}{4}$  o'clock this evening.

Lost.

Upon motion of Senator Jowers, the Senate adjourned until to-morrow morning 8 $\frac{1}{2}$  o'clock.

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SENATE CHAMBER, }  
Nov. 10, 1866. }

Senate met pursuant to adjournment.

Prayer by the Chaplain.

Roll called—quorum present.

Journal of yesterday read and adopted.

Senator Record made the following report :

*Hon. G. W. Jones, President of Senate :*

The Committee on the Judiciary, to whom was referred House bill entitled "An act to amend the 110th section of an act to be entitled an act to regulate proceedings in the County Court, pertaining to estates of deceased persons," have had the same under consideration, and instruct me to report back the following substitute and recommend its passage.

J. K. P. RECORD, Chairman.

Upon motion of Senator Record, the bill and report were taken up and substitute adopted.

Read second time and passed to a third reading ; rule suspended, bill read third time and passed.

Senator Cook introduced a bill entitled "An act to extend the corporate limits of the town of Columbus."

Read first time, rule suspended, read second time and ordered to be engrossed ; rule further suspended, bill read third time and passed.

Upon motion of Senator Guinn, a bill supplementary and amendatory of "An act entitled an act authorizing and requiring the County Courts to regulate roads, appoint overseers, &c.," approved February 8th, 1858, was taken up, read first time, rules suspended, read second time and ordered to a third reading ; rule further suspended, read third time and passed.

Upon motion of Senator Stell, a bill amending "An act entitled an act establishing a County Court," approved March 16, 1848, was taken up.

Bill read second time and ordered to be engrossed.

Senator Record moved to amend by striking out "four," and inserting "three."